

REMARKS

Claims 1-17 are pending in the above-identified application.

Support for the change to claim 1 is found at page 8, lines 26-29 and at page 9, line 10 to page 11, line 3 of the present specification. In this regard, it is noted that the reference to page 8 of the specification discloses various possible substituents for R<sup>1</sup> which include a tertiary-butyl group selected within the disclosed range of 1-15 carbon atoms. The reference to pages 9-11 of the present specification includes a disclosure formula (2) as falling within the scope of formula (1) and as specifically including a "t-butyl" group at page 11, line 3 which may be specifically excluded as recited in presently amended claim 1.

Support for the change to claim 2 is found at page 11, line 3 of the specification in this a tertiary-butyl group is specifically listed such that this group may be specifically excluded.

Support for the change to claim 4 is found at page 17, line 18 which specifically lists "trimethylsilyl" such that this substituent may be specifically excluded.

Support for new claims 11-17 is found at pages 8-17 of the specification.

***Removal of Rejection Under 35 U.S.C. § 112***

Claim 3 has been rejected under 35 U.S.C. § 112, second paragraph, as allegedly being indefinite because of the phrase "such as...". This phrase has been removed from claim 3 so as to remove the basis for the above-noted rejection. Consequently, it is requested that this rejection be withdrawn.

***Removal of Basis for Rejection Under 35 U.S.C. § 102(b)***

Claims 1, 2 and 4 have been rejected under 35 U.S.C. § 102(b) as being anticipated by JP '693 (Japanese Patent Publication No. 56-110693). JP '693 discloses in Table 1 two silicon-containing ester derivatives which include tertiary butyl and trimethylsilyl groups in silicon-containing ester compounds.

It is submitted that presently amended claims 1, 2 and 4 exclude the compounds disclosed in Table 1 of JP '693. Thus, the basis for the above-noted rejection has been removed such that this rejection should be withdrawn.

It is submitted for the reasons stated above that the present claims define patentable subject matter such that this application should now be placed condition for allowance.

If any questions arise regarding the above matters, please contact Applicant's representative, Andrew D. Meikle, in the

Appl. No. 10/671,732

Washington metropolitan area at the telephone number listed below.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By 

Andrew D. Meikle, #32,868

ADM/bsh  
0171-1022P

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000